

IN THE COURT OF THE DISTRICT JUDGE OF MURSHIDABAD.

Present: Karim-Ur-Reza, (J.O. Code WB00812)
District Judge, Murshidabad (In-charge)

Mat Suit No. 428 of 2025
CNR: WBMD01-008760-2025

(Under Sec. 13B of Hindu Marriage Act, 1955).

Petitioners: Risha Sarkar & Suman Sarkar

Order No. 02, dated- 05.03.2026

Today is fixed for reconciliation between the parties i.d. hearing.

The petitioners along with their Ld. Counsels are present on call by filing haziras and files some documents through firisty.

In spite of efforts were taken, the process of reconciliation has failed.

Both the petitioners are physically present along with their respective Id. Counsels.

The Affidavit-in-chiefs of the petitioners filed today, were tendered and confirmed by the witnesses before me today and the same are treated as evidences of P.W 1 and P.W 2 respectively and are discharged. The self-attested copy of Aadhaar Card of Petitioner No.1, bearing No. 9397-8806-1707, was marked as **Exbt. 1** and self-attested copy of Aadhaar Card, bearing no. 7112-5020-3678, of petitioner no. 2 was marked as **Exbt. 2**.

Now the record is taken up for hearing.

This is an application u/Section 13B of Hindu Marriage Act, 1955, filed on **26.08.2025**, by the parties to the marriage with a prayer for divorce on mutual consent.

The facts leading to the filing of this application u/s 13B of Hindu Marriage Act, 1955 are stated below:-

The marriage between the **Risha Sarkar & Suman Sarkar solemnized on 11.03.2017** as per Hindu Rites and Customs, within the jurisdiction of this Court. Their marriage has been consummated and out of their wedlock two children were begotten to them. The married life of the spouse was, however, not happy. Thereafter, due to maladjustment, the relationship between the parties became strained and as such, petitioners were compelled to live separately since **16.10.2020**.

Ultimately, after lapse of long period of time, the parties, out of their own, decided to get divorced on mutual consent when they found that the chance of reconciliation in future was not there.

Both the petitioners have filed examination in chief on affidavit and deposed in this case in my presence in support of their petition and testimonies in the form of examination in chief and they have voluntarily claimed dissolution of their marriage by mutual consent without being induced, intimidated or coerced by anything or without being subjected to duress from any corner.

It appears that the instant petition has been filed in proper forum and in proper time.

Upon perusal of the petition and the evidences adduced by the parties, the court is satisfied to hold that the averments made in the petition are true and there was solemnization of marriage between the parties as averred in the petition. The court is further satisfied to hold that the parties agreed to such divorce and consented to it voluntarily without being influenced or pressurized by anybody. Upon examining the parties, the court is satisfied to hold that there is no chance of reconciliation or re-union between the parties. The court is also satisfied that this application for divorce on mutual consent is not the outcome of any coercion, collusion or undue influence. In such circumstances, this court considers it fit to dissolve the marriage tie by an order on the application u/s 13B of Hindu Marriage Act, 1955.

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Hence it is,

O r d e r e d

that the instant Mat. Suit be and the same is **allowed** on mutual consent u/Section 13B of Hindu Marriage Act, 1955.

The marital tie standing between the petitioners **Risha Sarkar & Suman Sarkar solemnized on 11.03.2017** as per Hindu Rites and Customs, stand dissolved by a decree of divorce on mutual consent with effect from this date.

Let copies of this order be supplied to the parties concerned free of cost as per rules.

Dictated & Corrected by me:-

District Judge, Murshidabad
(in-charge)
05.03.2026

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(in-charge)
05.03.2026